

AGENDA
EXCOMM MEETING
Trusts and Estates Section
State Bar of California

February 4, 2006
Marriott Manhattan Beach Hotel
9:30 a.m. to 3:30 p.m.

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*"When I go, I plan on taking at least two of my
goddam estate-tax lawyers with me."*

I WELCOME, INTRODUCTIONS AND REPORTS OF CHAIR/VICE CHAIR

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|---|-----------------------------------------|----------|
| 1 | Welcome & Introductions | [POTTS] |
| 2 | Approval of Minutes of November Meeting | [POTTS] |
| 3 | Report of Chair | [POTTS] |
| 4 | Report of Vice Chair | [HARTOG] |
| 5 | Report of Section Administrator | [ORLOFF] |

II ADMINISTRATIVE MATTERS

- 1 Finance and Budget - Financial Report [HARTOG]
2 Council of State Bar Sections [ORLOFF]

III COMMITTEE, TASK FORCE AND LIAISON REPORTS

- 1 Estate Planning Committee [PAYNE]
a AB 69 - Multiple Party Accounts - [MacDonald]
b AB 1539 - Notaries Public [Tong]
c SB 599 - Property Taxation [Godshall]
d AB 654 - California Compassionate Choices Act
e AB 651 - California Compassionate Choices Act
(Task Force) [Tong]
f The Oregon Death with Dignity Act and the
Netherlands' Termination of Life on Request and
Assisted Suicide (Review Procedures) Act
g SB 415 - Advance Health Care Directive
[Zabronsky]
h Government Code Section 8201
- 2 CLRC Committee [MOORE/STREISAND]
a No Contest Clause Study [Kovar]
b Family Law Money Judgments/Enforcement After
Death
c Evangelo/Johnson study
d Beneficiary Deed Study [Ito]
- 3 Educating Seniors [COREY]
a Elder Abuse Brochure [Corey/Tong]
b Information Card and Senior Outreach Program
[Tong]
c Coordination with Office of Emergency Services
[Pollard]

- d SB 308 Recording Fees: Elder and Dependent Adult Financial Abuse [Pollard]
 - e SB 192: Annuity Sales to Seniors/Suitability Standards [Corey]
 - f CANHR proposal: Insurance Sales, Prohibiting the unauthorized practice of law by brokers (Corey)
- 4 Education [ALBERIO]
 - a 2006 Winter SEI
 - b State Bar Annual Meeting Programs - Monterey
 - c Stand Alone programs
 - (1) International Estate Planning [Ito]
 - (2) Form 706 Preparation [Orloff]
 - d Your Legal Rights [Tong]
 - e State Bar Grant Proposal [Tong]
- 5 CEB [GOOD]
 - a Upcoming Programs
 - b Join the Section
- 6 Income and Transfer Taxes [HAYES]
 - a State Legislation of Note
 - b Federal Legislative Developments
- 7 Incapacity [STERN]
 - a AB1363 Omnibus conservatorship and guardianship reform act
 - b SB1116 Least Restrictive Residence, Sale of Residence Amendments
 - c Status of Pending T&E Pending Proposals
 - d Medi-Cal Update - Budget Deficit Reduction Act of 2005
 - e New Legislation
 - f PC § 1470 - Appointed counsel for already represented [Beltran]
 - g PC §§ 2590, 2591 - Independent powers of conservator [Green]
 - h AB 1155 - Adoption of Rule of Court (Professional Fiduciaries)
- 8 Litigation Committee [KOVAR]
 - a New cases
 - b Preference for elders in appellate proceedings [Hand]
 - c Proposed model ADR rules [Henden]

- d Crosby case - Attorney client privilege after death [Horton]
 - e Lis Pendens (Campbell v. Superior Court) [Wallet]
 - f Will/trust contest procedures [Streisand]
 - g Prohibiting Mandatory Arbitration for Elders and Dependents [Corey]
 - h Business Law Section Proposal for Pre-trial waivers
 - i Rule of Court 1622(d) [Horton]
- 9 Ethics Committee [HORTON/LODISE]
 - a Report of Liaison to Rules Revision Commission/ B&PC § 6068.5 [Stern/Lodise]
 - b Status of Ethics Guide Update
 - 10 Trust & Estate Administration Committee [HAND]
 - a Inconsistent requirements for recording deeds in different counties [Gaw]
 - b Arluk/Dobler & Trust Creditor Claim Issues [Wallet]
 - c PC § 13100 and other minimum amounts
 - d Graduated fees
 - e Probate Referee System
 - f Tangible Personal Property Writing
 - g Real Property Foreclosures
 - h Judicial Council Form Probate Cover Sheet
 - i SB 1211 - Creditor Claim Harmonization
 - 11 Legislation [REGGIARDO]
 - a BOG action for pending legislative proposals
 - b Two-year bill process
 - c Timeline for proposed legislation for new bills/ legislative meeting
 - d Timeline for TEEExComm legislative proposals
 - e Mandatory procedures re legislative proposals
 - f Report on pending legislation
 - g Online Bill Tracking legislative information: www.leginfo.ca.gov/

IMPORTANT GUIDELINES:

- Please use approved format for legislative proposals.
- Please use comment form for comments on legislation as a member of EXCOMM.
- Always write to Larry Doyle, not directly to a member of

legislature or legislative staff.
• Confirm testimony needs with Legislation Chair.
• If you agree to testify, be there unless
otherwise notified

- 12 Computer/Internet [GAW]
 - a Listserve
 - b Discussion Board
 - d Webpage Links in Member's Only Section
 - e Possible Links for Professional Education
 - e Committee Descriptions
 - f Website Protocols
 - g Charitable Giving Tools
 - h ExComm pictures
- 13 Quarterly [BURGER]
 - a Winter 2006 Issue status
 - b Spring 2007 Issue
 - c Solicitation of articles
 - d Advertising [Hayes]
- 14 Membership & Marketing [LAWSON]
 - a Membership count
 - b Marketing of education programs
 - c Staffing tables at MCLE programs
- 15 McAdams and Borissoff Task Force [LODISE]
 - a PC § 15684 - Status
- 16 NCCUSL [HENDEN]
 - a Uniform Trust Act/Professor English [Moore]
- 17 Conference of Delegates [KOONTZ/TONG]
 - a RESCOM member for Conference of Delegates
- 18 Family Law Liaison [MOORE]
- 19 New Business
- 20 COMING ATTRACTIONS

FUTURE EXCOMM EVENT
Next ExComm Meeting
March 18, 2006
DOWNEY BRAND office
Sacramento, CA